

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

BENJAMIN KUNZE, ET AL, AND ALL  
OTHERS SIMILARLY SITUATED,

PLAINTIFFS

v.

BAYLOR SCOTT & WHITE HEALTH  
AND HEALTHTEXAS PROVIDER  
NETWORK,

DEFENDANTS

CIVIL ACTION NO. 3:20-CV-01276-N

**APPENDIX TO PLAINTIFFS' MEMORANDUM IN SUPPORT OF THEIR MOTION  
FOR AWARD OF REASONABLE ATTORNEYS' FEES AND COSTS**

Pursuant to Local Rule 7.1(i), Plaintiffs submit the following materials in support of Plaintiffs' Memorandum in Support of Their Motion for Award of Reasonable Attorneys' Fees and Costs.

Appx. Nos.	Description
001-015	Declaration of David Kern
016-017	Ex. A To Kern Decl.
018-106	Ex. B To Kern Decl.
107-114	Ex. C To Kern Decl.
115-125	Declaration of John R. Fabry
126-227	Ex. A To Fabry Decl.
228-233	Ex. B To Fabry Decl.
234-251	Ex. C To Fabry Decl.
252-301	Ex. D To Fabry Decl.

302-306	Ex. E To Fabry Decl.
307-315	Ex. F To Fabry Decl.
316-317	Ex. G To Fabry Decl.
318-592	Declaration of David L. Wiley
593-600	Declaration of Robert E. McKnight, Jr.
601-609	Declaration of Joseph Gillespie
610-625	Expert Report of Sheila A. Enriquez
626-633	Supplemental Expert Report of Sheila A. Enriquez
634-651	Supplemental Expert Report of Roberto J. Cavazos
652-664	Expert Report of Roberto J. Cavazos

Dated: March 5, 2024

Respectfully submitted,

/s/ David L Kern  
DAVID L. KERN  
KERN LAW FIRM, PC  
5823 North Mesa, Suite 541  
El Paso, Texas 79912  
Phone: 915.542.1900  
[dkern@kernlawfirm.com](mailto:dkern@kernlawfirm.com)

/s/ John R. Fabry  
JOHN R. FABRY  
MORGAN R. FERRELL  
THE CARLSON LAW FIRM  
1717 N. Interstate 35, Suite 305  
Round Rock, Texas 78664  
Phone: 512.671.7277  
Fax: 512.238.0275  
[JFabry@carlsonattorneys.com](mailto:JFabry@carlsonattorneys.com)  
[MFERRELL@carlsonattorneys.com](mailto:MFERRELL@carlsonattorneys.com)

**CERTIFICATE OF SERVICE**

I hereby certify under penalty of perjury that on March 5, 2024, a copy of the foregoing was filed electronically and served electronically to all parties by operation of the Court's electronic filing system.

/s/John R. Fabry

John Fabry